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Evidence Banned

U.S. District Judge Thomas A. Flannery yesterday criticized prosecutors and the FBI for their handling of the arrest of a suspect in the alleged illegal wiretapping of a Northeast Washington pharmacy.

Judge Flannery banned the use of evidence gathered by the FBI during the course of the arrest of Robert J. Scios, a Long Island private investigator who is charged in the wiretapping of Your Pharmacy Inc., a former drugstore on Bunker Hill Rd. NE.

Flannery said the prosecutors and police had been careless in preparing the affidavit for Scios' arrest, a sworn document that he said contained insufficient grounds for making the arrest.

Prosecutors said they were considering a pretrial appeal in the case, in which Scios and a former Connecticut judge, John H. Norton, are charged. Norton owned the Pharmacy and hired Scios to investigate alleged losses of funds there, according to court documents.